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19 **UNITED STATES DISTRICT COURT**

20 **NORTHERN DISTRICT OF CALIFORNIA-SAN FRANCISCO DIVISION**

21 HELENE CAHEN, KERRY J. TOMPULIS,  
22 MERRILL NISAM, RICHARD GIBBS, and  
23 LUCY L. LANGDON, on Behalf of  
24 Themselves and All Others Similarly  
25 Situated,

26 Plaintiffs,

27 v.

28 TOYOTA MOTOR CORPORATION,  
TOYOTA MOTOR SALES, U.S.A., INC.,  
FORD MOTOR COMPANY, GENERAL  
MOTORS LLC, and DOES 1 through 50,

Defendants.

CASE NO. 15-cv-01104-WHO

**PLAINTIFFS' REQUEST FOR JUDICIAL  
NOTICE IN SUPPORT OF ALL  
OPPOSITIONS TO DEFENDANTS'  
MOTIONS TO DISMISS PLAINTIFFS'  
FIRST AMENDED COMPLAINT**

**CLASS ACTION**

**Date: November 3, 2015**

**Time: 3:00 p.m.**

**Judge: Hon. William H. Orrick**

**Ctrm: 2**

**PLAINTIFFS' REQUEST FOR JUDICIAL NOTICE**

Plaintiffs Helene Cahen, Kerry J. Tompulis, Merrill Nisam, Richard Gibbs, and Lucy L. Langdon (collectively, "Plaintiffs") respectfully request the Court to take judicial notice of certain documents pursuant to Federal Rule of Evidence 201(b)(1) and(2).

1        Each of the documents is appropriate for judicial notice and consideration by the Court  
 2 in the context of Defendants' Rule 12 motions because: 1) the contents are central to the  
 3 allegations and 2) no party can in good faith question the authenticity of the documents.  
 4 *Frenzel v. AliphCom*, 76 F. Supp. 3d 999, 1018 n.9 (N.D. Cal. 2014); *Parrino v. FHP, Inc.*,  
 5 146 F.3d 699, 705 (9th Cir. 1998) (same), *superseded by statute on other grounds as stated in*  
 6 *Abrego v. Dow Chem. Co.*, 443 F.3d 676, 681-82 (9th Cir. 2006); *see also Parrino*, 146 F.3d at  
 7 706 (holding that the Court may consider a document if the complaint "necessarily relies" on it  
 8 and the document's authenticity is not contested).

9        The Court should take judicial notice of the following documents which are either  
 10 referenced in the Complaint or central to its allegations:

11       Exhibit 1 attached hereto is a true and correct copy of *Tracking & Hacking: Security &*  
 12 *Privacy Gaps Put American Drivers at Risk*, A report written by the staff of Senator Edward J.  
 13 Markey (D-Massachusetts), *available at* [\*http://www.markey.senate.gov/imo/media/doc/2015-02-06\\_MarkeyReport-Tracking\\_Hacking\\_CarSecurity%202.pdf\*](http://www.markey.senate.gov/imo/media/doc/2015-02-06_MarkeyReport-Tracking_Hacking_CarSecurity%202.pdf).

15       Exhibit 2 attached hereto is a true and correct copy of Charlie Miller & Chris Valasek,  
 16 Technical White Paper: *Adventures in Automotive Networks and Control Units*, *available at*  
 17 [\*http://www.ioactive.com/pdfs/IOActive\\_Adventures\\_in\\_Automotive\\_Networks\\_and\\_Control\\_Units.pdf\*](http://www.ioactive.com/pdfs/IOActive_Adventures_in_Automotive_Networks_and_Control_Units.pdf).

19       Exhibit 3 attached hereto is a true and correct copy of Jim Finkle & Bernie Woodall,  
 20 *Researcher Says Can Hack GM's OnStar App, Open Vehicle, Start Engine*, *available at*  
 21 [\*http://www.reuters.com/article/2015/07/30/gm-hacking-idUSL1N10A2GX20150730\*](http://www.reuters.com/article/2015/07/30/gm-hacking-idUSL1N10A2GX20150730).

22       Exhibit 4 attached hereto is a true and correct copy of *Hacking Researchers Kill A Car*  
 23 *Engine on The Highway to Send A Message to Automakers*, *available at* [\*http://www.pbs.org/newshour/bb/hacking-researchers-kill-car-engine-highway-send-message-automakers/\*](http://www.pbs.org/newshour/bb/hacking-researchers-kill-car-engine-highway-send-message-automakers/).

25       Exhibit 5 attached hereto is a true and correct copy of Stephen Checkoway et al.,  
 26 *Comprehensive Experimental Analyses of Automotive Attack Surfaces*, *available at*  
 27 [\*http://www.autosec.org/pubs/cars-usenixsec2011.pdf\*](http://www.autosec.org/pubs/cars-usenixsec2011.pdf).

28       Exhibit 6 attached hereto is a true and correct copy of Andy Greenberg, *GM Took 5*

1       *Years to Fix a Full-Takeover Hack in Millions of OnStar Cars, available at* [\*http://www.wired.com/2015/09/gm-took-5-years-fix-full-takeover-hack-millions-onstar-cars/\*](http://www.wired.com/2015/09/gm-took-5-years-fix-full-takeover-hack-millions-onstar-cars/).

3              Exhibit 7 attached hereto is a true and correct copy of *California Auto Outlook*,  
4              Volume 11, Number 3 (August 2015), available at <http://www.cnccda.org/CMS/Pubs/Cal%20Covering%202Q%202015%20Ver%202.pdf>.

6              Exhibit 8 attached hereto is a true and correct copy of the opening page of a google  
7              search result for “ford motor company california” done on September 28, 2015, available at  
8              [https://www.google.com/?gws\\_rd=ssl#q=ford+motor+company+california](https://www.google.com/?gws_rd=ssl#q=ford+motor+company+california)

10          DATED: September 28 2015

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